

Practitioner's Docket No. 1941/193

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

PCT/GR04/000035	21 June 2004 (21.06.04)	16 July 2003 (16.07.03)
International Application No.	International Filing Date	Priority Date Claimed

Behind-the-Ear Speech Processor for Cochlear Implant Systems

Title of Invention

Kiratzidis, Trifon

Applicant(s) for DO/US

**Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
ATTENTION: DO/US**

**COMPLETION OF FILING REQUIREMENTS  
FOR INTERNATIONAL APPLICATION ENTERING NATIONAL  
STAGE IN U.S. DESIGNATED OFFICE (DO/US) UNDER 35 U.S.C. § 371**

This replies to the Notice of Missing Requirements under 35 U.S.C. § 371 and 37 C.F.R. § 1.494 (FORM PCT/DO/EO/905).

A copy of FORM PCT/DO/EO/905 accompanies this response.

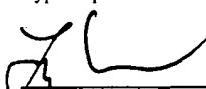
**DECLARATION OR OATH****EXPRESS MAILING UNDER 37 C.F.R. § 1.10\***

(*Express Mail label number is mandatory.*)  
(*Express Mail certification is optional.*)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date November 3, 2006 in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV 504303907 US

Jay Sandvos  
Type or print name of person mailing paper

Date: November 3, 2006

  
Signature of person certifying

**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

\***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

- I.** No original declaration or oath was filed. Enclosed is the original declaration or oath for this application.

**FEES**

**II.**

1. Examination, Search and Additional Page Fee

Additional Page Fee

2. Fees for claims

Each independent claim in excess of 3	\$ 0.00
Each claim in excess of 20	\$ 0.00
Multiple dependent claim(s)	\$ 0.00

Total fees \$ 0.00

**SMALL ENTITY STATUS**

- III.** An assertion that this filing is by a small entity was filed on January 13, 2006 (original).

An assertion that this filing is by a small entity was made by paying the basic national filing fee as a small entity.

**EXTENSION OF TIME**

- IV.** The proceedings herein are for a patent application. The provisions of 37 C.F.R. section 1.1 36(a) apply.

Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. section 1.17(a)(1)-(4), for two months.

11/09/2006 ATRAN1	00000061 10564850	Fee \$ 225.00
01 FC:2617	65.00 0P	

**TOTAL FEE DUE**

- V.** The total fee due is:

Completion fee(s)	\$65.00
Extension fee (if any)	\$ 225.00

11/09/2006 ATRAN1	00000061 10564850	TOTAL FEE DUE	\$ 290.00
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02 FC:2252	225.00 0P	PAYMENT OF FEES
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- VI.** Attached is a check in the amount of \$290.00.

A duplicate of this paper is attached.

**AUTHORIZATION TO CHARGE ADDITIONAL FEES**

- VII. Please charge, in the manner authorized above, the following additional fees that may be required by this paper and during the entire pendency of this application:

37 C.F.R. §§ 1.492(a)(2), 1.492(a)(3), or 1.492(a)(5) (filing fees)

37 C.F.R. § 1.492(b) (presentation of extra claims)

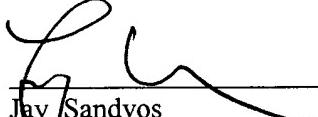
37 C.F.R. § 1.17 (application processing fees)

37 C.F.R. § 1.17(a)(1)-(5) (extension fees pursuant to § 1.136(a))

37 C.F.R. § 1.18 (issue fee at or before mailing of Notice of Allowance, pursuant to 37 C.F.R. § 1.311 (b))

37 C.F.R. § 1.492(e) and (f) (surcharge fees for filing the declaration and/or an English translation of an international application later than 20 months from the earliest claimed priority date)

Date: November 3, 2006



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01941/00193 568164.1



UNITED STATES PATENT AND TRADEMARK OFFICE

DOCKETED  
 UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/564,850	Kiratzidis Trifon	19411193

2101  
 BROMBERG & SUNSTEIN LLP  
 125 SUMMER STREET  
 BOSTON, MA 02110-1618

RECEIVED
JUL 07 2006
BROMBERG & SUNSTEIN LLP

INTERNATIONAL APPLICATION NO.

PCT/GR04/00035

I.A. FILING DATE	PRIORITY DATE
06/21/2004	07/16/2003

CONFIRMATION NO. 5139  
 371 FORMALITIES LETTER



\*OC000000019471910\*

Date Mailed: 07/05/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/13/2006
- Copy of the International Search Report filed on 01/13/2006
- Oath or Declaration filed on 01/13/2006
- Request for Immediate Examination filed on 01/13/2006
- U.S. Basic National Fees filed on 01/13/2006
- Priority Documents filed on 01/13/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$65** for a Small Entity:

- \$65 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

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Telephone: (703) 308-9140 EXT 210

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/564,850	PCT/GR04/00035	1941/193

FORM PCT/DO/EO/905 (371 Formalities Notice)